

## SENATE BILL No. 386

### DIGEST OF INTRODUCED BILL

**Citations Affected:** None (noncode).

**Synopsis:** Medicaid waiver for family planning services. Requires the office of Medicaid policy and planning to apply, before January 1, 2003, for a demonstration waiver to extend Medicaid coverage of family planning services for certain women.

**Effective:** Upon passage.

**Simpson**

January 10, 2002, read first time and referred to Committee on Health and Provider Services.

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Second Regular Session 112th General Assembly (2002)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2001 General Assembly.

## SENATE BILL No. 386

A BILL FOR AN ACT concerning human services.

*Be it enacted by the General Assembly of the State of Indiana:*

1       SECTION 1. [EFFECTIVE UPON PASSAGE] (a) As used in this  
2       SECTION, "office" refers to the office of Medicaid policy and  
3       planning established by IC 12-8-6-1.

4       (b) As used in this SECTION, "family planning services" means  
5       family planning services provided to Medicaid recipients under  
6       IC 12-15-5-1.

7       (c) As used in this SECTION, "waiver" refers to a Section 1115  
8       demonstration waiver under the federal Social Security Act (42  
9       U.S.C. 1315).

10       (d) Before January 1, 2003, the office shall apply to the United  
11       States Department of Health and Human Services for approval of  
12       a waiver to:

13           (1) continue coverage of family planning services for a woman  
14           described in IC 12-15-2-13 for two (2) years after the  
15           expiration of the postpartum eligibility period under  
16           IC 12-15-2-13(d); and

17           (2) provide Medicaid coverage for any other service required  
18           by the waiver.



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1 (e) If a provision of this SECTION differs from the  
2 requirements of a waiver, the office shall submit the waiver request  
3 in a manner that complies with the requirements of the waiver.  
4 However, if the waiver is approved, the office shall apply not more  
5 than one hundred twenty (120) days after the waiver is approved  
6 for an amendment to the waiver that contains the provisions under  
7 this SECTION that were not included in the approved waiver.

8 (f) The office may not implement the waiver until the office files  
9 an affidavit with the governor attesting that the federal waiver  
10 applied for under this SECTION is in effect. The office shall file the  
11 affidavit under this subsection not later than five (5) days after the  
12 office is notified that the waiver is approved.

13 (g) If the office receives a waiver under this SECTION from the  
14 United States Department of Health and Human Services and the  
15 governor receives the affidavit filed under subsection (f), the office  
16 shall implement the waiver not more than sixty (60) days after the  
17 governor receives the affidavit.

18 (h) The office may adopt rules under IC 4-22-2 that are  
19 necessary to implement this SECTION.

20 (i) This SECTION expires January 1, 2008.

21 SECTION 2. An emergency is declared for this act.

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